

**Fire Safety Code Board
Of Appeal and Review
Hearing Minutes for March 16, 2010**

The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, March 16, 2010 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Richard, Jasparro, Dias and Walker. Commissioners Filippi, Pearson, Jackson, Preiss and Blackburn were absent. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella. The following cases were heard.

APPEAL #100003: Mr. Doug Michaud, for the property located at 22-24 Doyle Avenue, Providence. ADSFM Lisa Krapf appeared for the Providence Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Dias, to grant the following relief.

The facility is determined to be a five-story building. Therefore, the Applicant is directed to provide a plan of action to the Providence Fire Marshal's office for the installation of a modified sprinkler system in the means of egress in this facility within thirty days of the date of the decision, and an additional 120 days in which to install the approved sprinkler system. The Providence Fire Marshal's office is granted the authority to extend the above deadlines for good faith efforts shown by the Applicant. If the Applicant chooses to abandon the occupancy of the fourth unit rather than to install the sprinklers,

the Applicant must have the utilities removed to ensure no occupancy. The motion was unanimous.

APPEAL #070398: Watch Hill Limited Partnership, for the property located at 1 Bay Street in Westerly. DSFM Kaitlyn Foley appeared for the State Fire Marshal's office and ADSFM Jason Simmons appeared for the Watch Hill Fire District Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Walker, to grant the Applicant a time variance until October 1, 2010 in order to operate the subject businesses with some provisions, which were agreed to by the parties. These provisions include, but are not limited to, the installation of fire extinguishers, emergency lighting, directional signs and testing of the existing fire alarm system, at the direction and to the satisfaction of the State and Watch Hill Fire Marshals' offices. The facility will be closed after October 1, 2010 and then brought into compliance with the code. The motion was unanimous.

APPEAL #080030: Independence Square Foundation, for the property located at 500 Prospect Street in Pawtucket. DSFM Kaitlyn Foley appeared for the State Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Walker, to grant the following relief. The Applicant is granted a time variance of six (6) months in which to upgrade the fire alarm in the day care wing, and achieve suitable separation of the day care from the remaining occupancies by sealing the cited penetrations. The Applicant is

granted a time variance of an additional six (6) months in which to complete the fire alarm upgrade in the common areas, and finally, the applicant is directed to have the fire alarm system in this facility fully compliant in all wings within eighteen (18) months. The motion was unanimous.

APPEAL #100031: Middletown Public Schools, for the property located at 1113 Aquidneck Avenue, Middletown. ADSFM Thomas Karpovitz appeared for the Middletown Fire Marshal's office. Commissioner Walker made a motion, seconded by Commissioner Jasparro, to direct the Applicant to limit the number of people in the greenhouse to twenty-six (26), to limit the occupancy of the courtyard to one hundred fifty (150) people, and to install a separate set of smoke barrier doors in order to limit the movement of smoke in the event of a fire. The motion was unanimous.

APPEAL #050075B: The Odeum Corporation, for the property located at 59 Main Street in East Greenwich. ADSFM Stephen Hughes appeared for the East Greenwich Fire Marshal's office. Commissioner Dias made a motion, seconded by Vice Chairman Newbrook, to extend the previous time variance granted by the Board in order to allow the East Greenwich Fire Marshal time to re-inspect the facility under the provisions of the current code. The applicant will then comply or may return to the Board on September 14, 2010 to request pertinent variances. The Motion was unanimous.

Respectfully submitted

Carol Marsella